

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

GUESTHOUSE HOTEL & SUITES, INC.,)	
Plaintiff,)	
)	
v.)	
)	CIVIL ACTION NO. 2:05-cv-790-B
COMMAND MANAGEMENT SERVICES,)	
INC.,)	
Defendant.)	
)	

REPORT OF PARTIES' PLANNING MEETING

1. **Appearances.** Pursuant to Fed. R. Civ. P. 26(f), a meeting was held via telephone on October 21, 2005, between the following participants:

Jay Lewis
Law Offices of Jay Lewis, LLC
Attorney for Plaintiff

Mark R. Mann
Grayson & Kubli, P.C.
Attorneys for Defendant
2. **Pre-Discovery Disclosures.** The parties will exchange by November 18, 2005, the information required by Fed. R. Civ. P. 26(a)(1).
3. **Discovery Plan.** The parties jointly propose to the court the following discovery plan:
 - a. Discovery will be needed on the following subjects:
 1. All information pertaining to Plaintiff's claims, damages and defenses to counterclaim.
 2. All information pertaining to Defendants' defenses to Plaintiff's complaint and claims and damages relating to counterclaim.
 - b. All discovery commenced in time to be completed by February 10, 2006.
 - c. There will be a maximum of 40 interrogatories by each party to any other party, regardless of capacity. The responses will be due 30 days after service.

- d. There will be a maximum of 40 requests for production of documents by each party to any other party. The responses will be due 30 days after service.
- e. There will be a maximum of 30 requests for admission by each party to any other party. Responses will be due 30 days after service.
- f. The parties agree that no more than 10 depositions may be taken by a party without leave of the court or agreement of the parties. Each deposition is limited to a maximum of 7 hours unless extended by agreement of the parties.
- g. Reports from retained experts under Rule 26(a)(2) will be due from Plaintiff by December 1, 2005, and from Defendant by January 3, 2006.
- h. Supplementation of the disclosures under Rule 26(e) will be due within 30 days before the end of the discovery period.

4. **Other items.**

- a. **Scheduling Conference**
The parties do not request a conference with the court before entry of the scheduling order.
- b. **Pretrial Conference**
The parties request a pretrial conference in April, 2006.
- c. **Additional Parties, Claims and Defenses**
The parties must join additional parties and amend the pleadings by November 1, 2005.
- d. **Dispositive Motions**
All potentially dispositive motions should be filed by January 10, 2006.
- e. **Settlement**
Settlement and the possibility of mediation cannot be evaluated until some discovery is complete.
- f. **Trial Evidence**
The final list of witnesses and trial evidence under Rule 26(a)(3) should be due fourteen days before trial. The parties should have 5 days after service to list objections under Rule 26(a)(3).
- g. **Trial Date**
This case should be ready for trial by May 15, 2006, and at this time is expected to take approximately 2 days of trial time.

Date: October 21, 2005

/s/ JAY LEWIS
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ASB-2014-E66J
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